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United States of America

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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 ERIC TERRELL CHRISTIAN,
15 Defendant.
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CASE NO. 2:22-CR-00196-WBS
STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER
DATE: January 9, 2023
TIME: 9:00 a.m.
COURT: Hon. William B. Shubb

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendant, by and
19 through defendant's counsel of record, hereby stipulate as follows:

- 20 1. By previous order, this matter was set for status on January 9, 2023.
21 2. By this stipulation, defendant now moves to continue the status conference until March
22 27, 2023 at 9:00 a.m., and to exclude time between January 9, 2023, and March 27, 2023, under Local
23 Code T4.
24 3. The parties agree and stipulate, and request that the Court find the following:
25 a) The government has represented that the discovery associated with this case
26 includes over 160 gigabytes of discovery, including police reports, body camera footage,
27 criminal history documents, and two forensic extractions of a cellular telephone. All of this
28 discovery has been either produced directly to counsel and/or made available for inspection and

1 copying. The bulk of this discovery consists of the forensics extractions, which were recently
2 produced in discovery.

3 b) Counsel for defendant desires additional time to review this discovery, consult
4 with her client, conduct investigation and research related to the charge, to discuss potential
5 resolutions with her clients, and to otherwise prepare for trial.

6 c) Counsel for defendant believes that failure to grant the above-requested
7 continuance would deny her the reasonable time necessary for effective preparation, taking into
8 account the exercise of due diligence.

9 d) The government does not object to the continuance.

10 e) Based on the above-stated findings, the ends of justice served by continuing the
11 case as requested outweigh the interest of the public and the defendant in a trial within the
12 original date prescribed by the Speedy Trial Act.

13 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
14 et seq., within which trial must commence, the time period of January 9, 2023 to March 27,
15 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
16 T4] because it results from a continuance granted by the Court at defendant's request on the basis
17 of the Court's finding that the ends of justice served by taking such action outweigh the best
18 interest of the public and the defendant in a speedy trial.

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2 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
3 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
4 must commence.

5 IT IS SO STIPULATED.

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7 Dated: December 6, 2022

PHILLIP A. TALBERT
United States Attorney

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9 /s/ ADRIAN T. KINSELLA
10 ADRIAN T. KINSELLA
Assistant United States Attorney

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12 Dated: December 6, 2022

/s/ MEGHAN MCLOUGHLIN
13 MEGHAN MCLOUGHLIN
Assistant Federal Defender
14 Counsel for Defendant
ERIC TERRELL CHRISTIAN

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17 **ORDER**

18 IT IS SO FOUND AND ORDERED.

19 Dated: December 7, 2022



20 WILLIAM B. SHUBB
21 UNITED STATES DISTRICT JUDGE